GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

AHDD&F Department - Dr. P. Srinivasa Rao, Joint Director (Animal Husbandry), O/o Director of Animal Husbandry, Andhra Pradesh, Vijayawada, the then Joint Director (Animal Husbandry), Eluru, West Godavari District – Initiation of Departmental proceedings under Rule 20 of A.P. Civil Services (Classification, Control and Appeal) Rules, 1991 – Articles of Charges – Issued.

ANIMAL HUSBANDRY, DAIRY DEVELOPMENT & FISHERIES (AH.I) DEPARTMENT

G.O.Rt.No.244

Dated:14-09-2021.
Read the following:-

1. From the Director of Animal Husbandry, A.P., Vijayawada, Lr.Roc.No.7082/ VC/G1/2020, Dt:06-01-2021 & 25-01-2021.
2. G.O.Rt.No.33, AHDD&F (AH-I) Department, Dt:10-02-2021.
3. Government Memo No.1326402/AH.I/A1/2021,Dt:10-02-2021.
4. From the DAH, Lr.Roc.No.7082/VC/G1/2020, Dt:19-02-2021.
5. Government Memo No.1326402/AH.I/A1/2021, Dt:03-05-2021.
6. From the Director of Animal Husbandry, A.P., Vijayawada, Lr.Roc.No.7082/ VC/G1/2020, Dt:01-07-2021.

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ORDER:

It is proposed to hold an enquiry against Dr. P. Srinivasa Rao, Joint Director (Animal Husbandry), O/o Director of Animal Husbandry, A.P., Vijayawada, for the acts done by him while working as Joint Director(AH), Eluru, West Godavari District, in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the Inquiry is proposed to be held is set out in the enclosed statement of Articles of Charges (Annexure-I). A statement of imputations of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure – III & IV).

3. Dr. P. Srinivasa Rao, the then Joint Director(AH), Eluru, West Godavari District is directed to submit a written statement of his defense, within 10 days of the receipt of this order.

4. Dr. P. Srinivasa Rao, the then Joint Director(AH), Eluru, West Godavari District is informed that an enquiry will be held only in respect of those articles of charges which are not admitted. He should therefore, specifically admit or deny each article of charge.

5. It is further informed that if he fails to submit his Statement of Defense before the time stipulated by the Government in Para (3) above, further action will be processed based on the material available.

6. Attention of Dr. P. Srinivasa Rao, the then Joint Director(AH), Eluru, West Godavari District is invited to Rule 24 of A.P.C.S (Conduct) Rules 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that Dr. P. Srinivasa Rao, the then Joint Director(AH), Eluru, West Godavari District is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(P.T.O.)

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

POONAM MALAKONDAIAH
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

To
Dr. P. Srinivasa Rao, Joint Director(Animal Husbandry), O/o Director of Animal Husbandry, A.P., Vijayawada, the then Joint Director(Animal Husbandry), Eluru, West Godavari District through the Director of Animal Husbandry Department, A.P., Vijayawada.

Copy to:-
The Director of Animal Husbandry, Andhra Pradesh, Vijayawada.
The Collector & District Magistrate, West Godavari District, Eluru.
SF/SC.

//FORWARDED::BY::ORDER//

SECTION OFFICER

(Contd., Annexures)

(Annexure to G.O.Rt.No.244, AHDD&F (AH-I) Department, Dated:14-09-2021)

ANNEXURE – I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST
DR. P. SRINIVASA RAO, THE THEN JOINT DIRECTOR(ANIMAL HUSBANDRY),
ELURU, WEST GODAVARI DISTRICT

Article of Charge - I :-

"that Dr. P. Srinivasa Rao, while working as Joint Director(AH), Eluru, West Godavari District has failed to follow the instructions issued by the District Collector, West Godavari District, Eluru, vide note orders dated:15.05.2020 in Roc.507/VAS(T)/ 2020 to seek clarification from the Government whether there are any powers conferred to the District Collectors to appoint the person-in-charge to the District Livestock Development Agency (DLDA) on expiry of the term of Executive Body.

Thus, his conduct is unbecoming of the Government Servant in violation of Rule 3 of Andhra Pradesh Civil Services (Conduct) Rules 1964".

Article of Charge - II:

"that Dr. P. Srinivasa Rao, while working as Joint Director(AH), Eluru, West Godavari District has misled the District Administration to get appointed himself as person-in-charge by suppressing the previous note orders dated:15.05.2020 issued by the District Collector, West Godavari, Eluru.

Thus, his conduct is unbecoming of the Government Servant in violation of Rule 3 of Andhra Pradesh Civil Services (Conduct) Rules 1964".

Article of Charge - III:

"that Dr. P. Srinivasa Rao, while working as Joint Director(AH), Eluru, West Godavari District has failed to submit Counter Affidavit properly in W.P.No.13108 of 2020 before the Hon'ble High Court of Andhra Pradesh, Amaravathi.

Thus, it shows his negligence and disobedience in discharging his duties which is unbecoming of the Government Servant in violation of Rule 3 of Andhra Pradesh Civil Services (Conduct) Rules 1964"

POONAM MALAKONDAIAH
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

(Contd., Annexure-II)

(Annexure to G.O.Rt.No.244, AHDD&F (AH-I) Department, Dated:14-09-2021)

ANNEXURE-II

STATEMENT OF IMPUTATIONS IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST DR. P. SRINIVASA RAO, THE THEN JOINT DIRECTOR(ANIMAL HUSBANDRY), ELURU, WEST GODAVARI DISTRICT

The Joint Collector (RB&R), West Godavari, Eluru has submitted a report to the District Collector, Eluru, West Godavari, stating that Dr. P. Srinivasa Rao, the then Joint Director(AH), West Godavari District, Eluru, has circulated a file No.507/VAS(T)/2020 to the District Collector, Eluru, West Godavari District, on 27.04.2020, stating that the District Livestock Development Agency, Pentapadu was formed on 29.04.2015 and its term (five years) is going to be completed by 28.04.2020. Hence, the Chairman, DLDA, West Godavari District has addressed the Chief Executive Officer, APLDA, Guntur informing that, during the General body & Executive Committee meeting held on 19.02.2020, an unanimous resolution was passed by the Chairman and Executive Body, DLDA, Pentapadu to continue the same members for another term of five years according to the amendment made to the Rule No.4.5.0 vide G.O.Ms.No.2, AHDD&F(AH.III) Department 05.02.2014. Further, Dr. P. Srinivasa Rao, the then Joint Director(AH), Eluru, West Godavari District has stated that at present juncture of public health emergency and containment of COVID-19 Epidemic in the District and also non completion of Local Body Elections, it may not be possible to conduct nominations to the new Executive Body of DLDA, Pentapadu and proposed for appointment of person in-charge to the DLDA, Pentapadu till the process of nomination of new Executive Body and Election of Chairman is completed.

2. The District Collector, Eluru, West Godavari District, has instructed the Joint Director (AH), West Godavari District vide note orders dated:15.05.2020, to seek clarification from the Principal Secretary, Animal Husbandry, Dairy Development & Fisheries Department, A.P., Amaravathi whether there are any orders authorizing the District Collectors to appoint the person-in-charge in view of the expiry of term of the Executive Body of DLDA. But, as seen from the concerned file / records, the Joint Director (AH), West Godavari District, Eluru did not follow the above instructions dated: 15.05.2020 issued by the District Collector, West Godavari District, Eluru and failed to seek clarification from the Principal Secretary, AHDD & F, A.P. Secretariat, Amaravathi in the matter. Apart from the above, suppressing the previous note orders dated: 15.05.2020 of the District Collector, W. G. Eluru, the Joint Director (AH) West Godvari has circulated the same file again to the District Collector, West Godavari, Eluru on 08.06.2020 and got orders for appointment of the Joint Director (AH) Eluru, West Godavari District as person-in-charge to the DLDA, Pentapadu vide proceedings in Roc.No.507/VAS(T)/2020,dated:09.06.2020. The order dated 09.06.2020 was challenged by Sri. Pakalapati Gandhi & others in W.P.No.13108 of 2020 and the Hon'ble High Court of Andhra Pradesh, Amaravathi vide interim orders dated: 04.08.2020 had granted interim suspension of the orders dated:09.06.2020 issued by the District Collector, Eluru, West Godavari District. Thus, the negligence of the Joint Director (AH), West Godavari, Eluru towards the orders dated: 15.05.2020 issued by the District Collector, W.G. District, Eluru caused much inconvenience to the District Administration.

3. The Joint Collector (RB&R), West Godavari District, Eluru also reported that the Joint Director (AH), Eluru, West Godavari District has filed Counter Affidavit on behalf of all Government Respondents in W.P. No.13108 of 2020 filed by Pakalapati Gandhi & others.As seen from the paragraphs 5 & 6 of the Counter Affidavit, the Joint Director (AH), Eluru, West Godavari District has stated that the resolution passed in the General Body meeting of DLDA, Pentapadu held on 19.02.2020 was not accepted by the District Collector, West Godavari District, Eluru, which is not correct.

4. Therefore, the Collector & District Magistrate, Eluru, West Godavari District, has requested to initiate suitable disciplinary action against Dr. P. Srinivasa Rao, the then Joint Director (AH), Eluru, West Godavari District for following reasons:-

(i) The Joint Director (AH), Eluru, West Godavari District has failed to follow the instructions of the District Collector, West Godavari District, Eluru issued vide note orders dated:15.05.2020 in Roc.507/VAS(T)/2020 to seek clarification from the Government whether there are any powers conferred to the District Collectors to appoint the person-in-charge to the DLDA on expiry of term of the Executive Body and not followed the relevant rule position properly.

(ii) The Joint Director (AH), Eluru, West Godavari District mislead the District Administration to get appointed himself as person-in-charge by suppressing the previous note orders dated: 15.05.2020.

(iii) The Joint Director (AH), Eluru, West Godavari District failed to submit Counter Affidavit properly in W.P.No.13108 of 2020 before the Hon'ble High Court of Andhra Pradesh, Amaravathi.

5. Dr. P. Srinivasa Rao, while working as Joint Director (AH), Eluru, West Godavari District has exhibited lack of integrity, devotion to duty and his conduct was unbecoming of a Government Servant and thereby violating Rule 3 of the A.P. Civil Services (Conduct) Rules, 1964. Hence, the charges.

POONAM MALAKONDAIAH
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

(Contd., Annexure-III & IV)

(Annexure to G.O.Rt.No.244, AHDD&F (AH-I) Department, Dated:14-09-2021)

ANNEXURE – III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGE FRAMED AGAINST DR. P. SRINIVASA RAO, THE THEN JOINT DIRECTOR (AH), ELURU, WEST GODAVARI DISTRICT NOW WORKING AS JOINT DIRECTOR (AH), DIRECTORATE OF ANIMAL HUSBANDRY, A.P., VIJAYAWADA ARE PROPOSED TO BE SUSTAINED.

1. Report of Joint Collector (RB&R), West Godavari, Eluru, Roc.507/VAS(T)/ 2020, Dt:19-12-2020.
2. Note file of File No:507/VAS(T)/2020, Dated:26-04-2020.
3. Counter Affidavit filed by Person-in-charge / Joint Director (AH), Eluru, West Godavari District on behalf of all Government Respondents in W.P. No.13108 of 2020.

POONAM MALAKONDAIAH
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

ANNEXURE – IV

LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGE FRAMED AGAINST DR. P. SRINIVASA RAO, THE THEN JOINT DIRECTOR (AH), ELURU, WEST GODAVARI DISTRICT NOW WORKING AS JOINT DIRECTOR (AH), DIRECTORATE OF ANIMAL HUSBANDRY, A.P., VIJAYAWADA ARE PROPOSED TO BE SUSTAINED.

-NIL-

POONAM MALAKONDAIAH
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)